

Docket No.: 13173-00012-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Karin Herbers et al.

Application No.: 10/516,075

Confirmation No.: 8256

Filed: November 29, 2004

Art Unit: 1638

For: METHODS FOR OBTAINING PATHOGEN  
RESISTANCE IN PLANTS

Examiner: Medina Ahmed Ibrahim

**AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed September 18, 2007, Applicants elect the DNA sequence and its encoding protein of SEQ ID NO: 13-14, claims 1-20, without traverse.

Accompanying this response is a petition for a five-month extension of time to and including March 18, 2008 to respond to the Office Action mailed September 18, 2007 with the required fee authorization. No further fee is believed due. However, if any additional fee is due, the Director is hereby authorized to charge our Deposit Account No. 03-2775, under Order No. 13173-00012-US from which the undersigned is authorized to draw.

Respectfully submitted,

By   
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